

From: [Ford, Mark](#)
To: [Moran, Gloria](#)
Subject: Mark Ford
Date: Thursday, May 28, 2015 2:11:39 PM

Gloria:

I am working from home today. Please do not hesitate to contact me, email or cell (b) (6) if I can help. I tried calling you at the office, did not leave voice mail message. As your Union Chief Steward, I am letting you know that your outgoing is not current. (Ha, ha)

Mark Ford

From: Moran, Gloria
Sent: Thursday, May 28, 2015 12:29 PM
To: Ford, Mark; Ortiz, Diana; Patrick, Dwayne
Cc: Lane, Leticia
Subject: RE: FW: GISHAM FOIA REQUEST: FW: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

Mark:

Yes, I am in full agreement with your assessment. If you are in the office today, Thursday, 5/28/15 please call me.

Gloria Moran

Assistant Regional Counsel (6RC-S)

Superfund Branch

U.S. Environmental Protection Agency, Region 6

1445 Ross Avenue

Dallas, Texas 75202

214-665-3193 (phone)

214-665-6460 (fax)

moran.gloria-small@epa.gov

From: Ford, Mark

Sent: Thursday, May 28, 2015 12:23 PM

To: Ortiz, Diana; Patrick, Dwayne

Cc: Moran, Gloria; Lane, Leticia

Subject: Re: FW: GISHAM FOIA REQUEST: FW: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

All:

The below email is not entirely a FOIA request. In fact, the only part of it that could be considered subject to FOIA is "...What are all the other "Final NPL" sites in Region 6 and their Hazard Ranking System "scores"?

The other parts of the email simply ask questions and requests answers - not documents. Under FOIA, we only produce documents that are releasable. FOIA does not require the agency to formulate a response to questions and then respond with those answers.

A possible path is to forward the email to External Affairs which the email refers to as having provided prior responses (Lawanda Thomas who by the way is no longer with the Agency) or back to Stephen T. for a response.

Mark Ford
Senior Attorney/ORC
Superfund/FOIA

From: Ortiz, Diana

Sent: Thursday, May 28, 2015 11:33 AM

To: Ford, Mark

Subject: FYI: FW: GISHAM FOIA REQUEST: FW: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

Diana Ortiz
Superfund FOIA Coordinator
Information Management Team (6SF-VI)
(214) 665-7315

From: Ortiz, Diana

Sent: Thursday, May 28, 2015 11:21 AM

To: Lane, Leticia; Langley, Shirley; R6 6SF FOIA Info; R6 6SF FOIA Team

Subject: GISHAM FOIA REQUEST: FW: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

Importance: High

Leticia,

Please see Gloria's e-mail below. Grisham is submitting 2 FOIA REQUEST.

Diana Ortiz
Superfund FOIA Coordinator
Information Management Team (6SF-VI)
(214) 665-7315

From: Moran, Gloria
Sent: Wednesday, May 27, 2015 3:01 PM
To: Patrick, Dwayne; Ortiz, Diana
Subject: FW: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

Hello Dwayne and Dee Dee:

Please treat the email below from Curt Grisham to Stephen Tzhone dated May 15, 2015 as a request under FOIA. As appropriate, if Mr. Grisham's requests to the EPA can be answered with responsive documents, such documents should be provided.

Thank you,

Gloria Moran

Assistant Regional Counsel (6RC-S)

Superfund Branch

U.S. Environmental Protection Agency, Region 6

1445 Ross Avenue

Dallas, Texas 75202

214-665-3193 (phone)

214-665-6460 (fax)

moran.gloria-small@epa.gov

From: Tzhone, Stephen
Sent: Friday, May 15, 2015 10:21 AM
To: CC Grisham
Cc: Moran, Gloria; Sanchez, Carlos; Meyer, John; Peycke, Mark
Subject: FW: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

Hi Curt,

I have forwarded your request to Gloria Moran, the site attorney.

I informed her that you called yesterday regarding legal matters and that this is the follow up request to that call.

Thanks,

Stephen L. Tzhone
Superfund Remedial Project Manager
214.665.8409
tzhone.stephen@epa.gov

From: CC Grisham [<mailto:grish@me.com>]
Sent: Thursday, May 14, 2015 9:55 PM
To: Tzhone, Stephen
Cc: Charles Curtis Grisham Jr.; Kyle.Weaver@mail.house.gov; womack@mail.house.gov; adrielle.churchill@mail.house.gov; french.hill@mail.house.gov; katie.beck@governor.arkansas.gov; mpreston@arkansasedc.com
Subject: Arkwood Superfund Site, EPA ID: ARD084930148, Site ID: 06A3 - Request for information and official position

Dear Stephen:

I would like to request the following information please:

1) On September 17, 2013 U.S. Congressman Steve Womack's Projects Director Kyle Weaver wrote to EPA Region 6 Congressional Liaison LaWanda Thomas regarding Arkwood's "Site Score of 28.95 on the Hazard Ranking System" (please see attached):

"Additionally, I find that the Arkwood site has the lowest Site Score for all Final NPL sites currently in EPA Region 6."

Can you confirm that this statement was correct at that time and whether it is still the case? What are all the other "Final NPL" sites in Region 6 and their Hazard Ranking System "scores"?

2) Could EPA Region 6 Superfund summarize Arkwood's status in a one- or two-page précis that includes (but is not necessarily limited to) EPA's current position on the site with regard to: a) its prospects for future industrial use; b) the major steps planned to help realize those prospects or to rule them out, with timeline; c) the risk the site poses to human health and the environment; and d) remaining milestones that must be achieved before the site can be proposed for deletion from NPL, with timeline?

3) Sometime between September 17, 2013 and September 30, 2013, EPA Region 6 Congressional Liaison LaWanda Thomas provided responses to U.S. Congressman Steve Womack's Projects Director Kyle Weaver's inquiry (please see attached) which included the following statement:

"Arkwood can return to productive use at any time, provided that the remedy is not compromised. The remedy that cannot be compromised consists of addressing the soil and groundwater to numerical cleanup goals as specified in the 1990 Record of Decision (and to be updated with the dioxin re-evaluation) and institutional controls."

Could EPA please clarify and expand upon this statement?

4) On October 28, 2013 U.S. Congressman Steve Womack's Projects Director Kyle Weaver wrote to me (please see attached):

"Congressman Womack's office noted to the EPA that this is an ongoing issue despite nearly 25 years working on it. Our office was assured that EPA is making an effort to expedite clean-up to reach the point of deletion from the NPL. Their response to our inquiry specifically said, 'This site is one of the earliest sites nationwide going through dioxin re-evaluation. EPA will work closely with the landowner, McKesson Corporation, and ADEQ to expedite the cleanup process.'"

Can EPA confirm that the above assessment was an accurate characterization of EPA's intent with regard to Arkwood at the time of Mr. Weaver's writing? If so, has that intent changed since the time of Mr. Weaver's writing? Could EPA please reiterate and update its current position with regard to Mr. Weaver's questions and concerns contained in the full text of the Congressional inquiry and with reference to EPA responses from Ms. Thomas, as attached hereto?

Thank you.

Sincerely,

Curt